

Red Cliff Band of Lake Superior Chippewas

REGULAR COUNCIL MEETING

June 4, 2012

Legendary Waters Buffalo Bay Grand Ballroom

6:00 p.m.

Meeting called to order at 6:00 p.m. by Marvin Defoe, Vice Chairperson.

ROLL CALL:

Rose Soulier, Absent

Mike Gurnoe, Present

Marvin Defoe, Present

Joanne Peterson, Present

Laura J. Gordon, Present

Bryan Bainbridge, Present

Dennis Soulier, Present

Robert Bear, Present

Jeanne Gordon, Present

Quorum

In attendance: David Ujke, Tribal Attorney and Community members.

OPENING CEREMONY

Opening ceremony performed by Frank Montano.

For the record Rose is out ill.

AGENDA

Dennis Soulier moved to approve the agenda to add under #21. Appoint two Red Cliff Housing Board members. Seconded by Joanne Peterson. Motion carried.

APPROVAL OF MINUTES

Bryan Bainbridge moved to approve the minutes of May 7, 2012 with corrections. Seconded by Mike Gurnoe. Motion carried.

COMMUNITY COMMENTS/ANNOUNCEMENTS

Allen Morris had a concern about Blueberry Road being so dusty wondering if the Tribe was going to spray the road. Ed Sindelar responded and let community know that all they were waiting for was some ingredients to arrive and then they will proceed with spraying Blueberry road.

Dennis Soulier also mentioned that Bradum Road was very bumpy and was wondering if it was going to be graded. Ed Sindelar responded that it was done that morning.

Larry Balber asked Council were the placement of signs for Tribal members only. Will the signs be at Raspberry and Eagle Bay? Ed Sindelar responded they have some signs in inventory and some on order just waiting for direction on where they go. Marvin Defoe mentioned that he is

waiting for a complete inventory and will then sit down to designate placement for entire reservation.

The Recall vote will be tomorrow June 5, 2012 at the Town of Russell garage polls are open from 7:00 a.m. to 8:00 p.m. please get out there to vote.

TREASURERS MONTHLY REPORT

Joanne Peterson moved to approve the Treasurer's report for the month of April 2012. Seconded by Bryan Bainbridge. Motion carried.

OLD BUSINESS

NEW BUSINESS

LEASES

Joanne Peterson moved to approve Resolution **6/4/12A** requesting the modification of residential lease site of Veronica Newago to add George A. Newago and Joshua M. Newago to her lease located on Blueberry Road. Seconded by Jeanne Gordon. Motion carried.

Mike Gurnoe moved to approve Resolution **6/4/12B** a lease renewal for Veronica Wilcox located on Pike Road. Seconded by Joanne Peterson. Motion carried.

Joanne Peterson moved to approve Resolution **6/4/12C** a special request of Shenandoah DePerry and Holly Leask to rescind resolution No. **1/4/10G** cancelling lease on Bishop Loop and to reinstate lease site located on the corner of Daley Road and Bradum Road. Seconded by Jeanne Gordon. Motion carried.

APPROVAL TO WAIVE THE MINIMUM OF 28 DAY ADVERTISING

Jeanne Gordon moved to waive the minimum 28 day advertising requirement and allow 14 day advertising to be done for North Bradum Utility Construction Project, Mishomis House Parking Lot Project, North Pumphouse, and Wells Pumphouse Project. Seconded by Robert Bear. Motion carried.

APPROVAL OF PROCLAMATION REGARDING STORM DAMAGE

Dennis Soulier moved to approve the Emergency Proclamation, pursuant to State Statute 323.11 and 323.14 4 (4) (b) of the Wisconsin State Statutes. It is necessary and expedient for the health, safety, welfare and good order to proclaim that emergency conditions exists. Seconded by Jeanne Gordon. Motion carried.

AUCTION ITEM

Robert Bear moved to authorize the Isle Vista Casino Advisory group to move forward with the auction and give the responsibility to Joe Gordon, Ed Sindelar, Al Morris and George P. Newago to put the procedural documents together. Seconded by Bryan Bainbridge. Discussion: All Tribal Departments shall contact Property and Procurement for disposal of any items they would like to have auctioned. Motion carried.

APPROVAL OF GLISA GRANT PROPOSAL

Dennis Soulier moved to approve the GLISA grant proposal and to include the lower rate of 24.13% indirect costs. Seconded by Robert Bear. Motion carried.

TRIBAL TRANSPORTATION IMPROVEMENT PLAN (TTIP)

Robert Bear moved to table the Tribal Transportation Improvement Plan (TTIP). Seconded by Dennis Soulier. Discussion: is there a deadline for the plan? It was unknown. (2 abstentions Joanne Peterson and Jeanne Gordon). Motion carried.

PAC APPLICATION FOR LYNNA GURNOE SPECIAL USE APPLICATION (SMALL ANIMAL HUSBANDRY)

Bryan Bainbridge moved to approve the PAC application for Lynna Gurnoe for a Special Use application for small animal husbandry. Seconded by Joanne Peterson. (1 abstention Mike Gurnoe). Motion carried.

APPROVAL OF RESOLUTION PERTAINING TO SUPPORTING TRIBE/STATE HWY 13 SCENIC BYLAWS DESIGNATION

Joanne Peterson moved to table the Supporting Tribe/State Highway 13 Scenic Byways Designation due to questions raised. Seconded by Dennis Soulier. Motion carried.

BUSINESS LICENSES

Dennis Soulier moved to approve the Business License for Terrence Fullington for Platinum Web Designz. Seconded by Robert Bear. (1 abstention Joanne Peterson). Motion carried.

Robert Bear moved to approve the Business License for Reeve Hutchinson for Sail Lake Superior, LLC. Seconded by Mike Gurnoe. (1 abstention Joanne Peterson) (3 opposed Laura J. Gordon, Jeanne Gordon and Dennis Soulier) Marvin Defoe, Vice Chair broke the tie in favor. Discussion: to include in the motion that Reeve Hutchinson needs to work with Jeff Benton to see if a PAC study is necessary. Motion carried.

Dennis Soulier moved to approve the Business License for Daniel M. Duffy for Nopeming Bar and Grill. Seconded by Laura J. Gordon. Discussion: has the PAC reviewed this, Daniel stated that he has already been sitting down with Jeff Benton. Motion carried.

PROPERTY AND PROCUREMENT MANUAL PROVISIONS REVISIONS

John Larson, Tribal CFO gave a presentation on the Property and Procurement manual provisions revisions. Council suggested to lower the proposed levels of Tribal Administration to 25 to 50k, Executive Council to 50 to 100k, Tribal Council to 100k, and to clarify which Tribal titles may sign under Tribal Administration, and to change Tribal Administration to Administrators. Bring back to the next Council meeting (Tuesday June 19, 2012) for approval.

APPROVAL OF RESOLUTION PERTAINING TO CHAPTER 17 RED CLIFF GAMING ORDINANCE

Dennis Soulier moved to approve Resolution 6/4/12D pertaining to Chapter 17 – Red Cliff Gaming Ordinance. Seconded by Joanne Peterson. Motion carried.

RATIFY COUNCIL POLL ON CASINO MACHINE CONTRACTS

Mike Gurnoe moved to ratify Council Poll pertaining to Legendary Waters Resort and Casino contracts to purchase 140 new games. Seconded by Bryan Bainbridge. Motion carried.

RATIFY COUNCIL POLL PERTAINING TO WAIVING THE PROCUREMENT PROCESS TO PURCHASE BUS

Dennis Soulier moved to ratify Council Poll pertaining to Waiving the Property and Procurement process to purchase a bus. This purchase will come from Atlas Bus not to exceed the amount of \$44,997.00. Seconded by Laura J. Gordon. Motion carried.

APPROVAL OF RESIGNATION OF INEZ “MIDGE” MONTANO FROM SSAC AND TO REPOST POSTION

Laura J. Gordon moved to accept the resignation of Inez “Midge” Montano from the Social Services Advisory Committee and to repost for this position. Seconded by Joanne Peterson. Motion carried.

APPROVAL OF RESIGNATION OF MIKE BABINEAU AS CHAIRMAN OF THE RCHA BOARD

Joanne Peterson moved to accept the resignation of Mike Babineau as the Chair for the Red Cliff Housing Board. Seconded by Laura J. Gordon. (1 abstention Dennis Soulier). Motion carried.

APPOINT TWO (2) RED CLIFF HOUSING BOARD MEMBERS

Silent Ballot vote was conducted and results were read out loud and tallied: Lawrence Deragon: 1, Peggy Bazant: 3, Chris Boyd: 5, Marvin Morris Sr.: 0, Carol Gordon: 1, Brian Boyd: 4, and Grace Livingston: 0.

Robert Bear moved to appoint Chris Boyd and Brian Boyd to the Red Cliff Housing Board. Seconded by Laura J. Gordon. (1 abstention Dennis Soulier). Motion carried.

Dennis Soulier moved to destroy ballots. Seconded by Joanne Peterson. Motion carried.

Jeanne Gordon moved to appoint Lisa Farrell as the Chair of the Red Cliff Housing Board. Seconded by Bryan Bainbridge. Discussion: Lisa Farrell will fill the Chair position for the remainder of Mike Babineau’s term (2014). (1 abstention Dennis Soulier). Motion carried.

OTHER

Robert Bear moved to rescind the earlier motion to table the Tribal Transportation Improvement Plan (TTIP). Seconded by Dennis Soulier. Motion carried.

Jeanne Gordon moved to approve Resolution **6/4/12E** pertaining to the 2012-2015 Tribal Transportation Improvement Plan. Seconded by Bryan Bainbridge. Motion carried.

Laura J. Gordon moved to go into Executive Session. Seconded by Joanne Peterson. Motion carried.

Dennis Soulier moved to return to Regular Session. Seconded by Mike Gurnoe. Motion carried.

Laura J. Gordon moved to have the Treasurer of the Pow Wow Committee sign off on requisitions and then go to Mark Montano or Designee for signatures. Seconded by Bryan Bainbridge. Motion carried.

Dennis Soulier moved to hire Marcella LaPointe, as the Red Cliff Tribal ADRS. Seconded by Mike Gurnoe. (2 for, 3 opposed, and 2 abstentions) Motion defeated.

Laura J. Gordon moved to hire Grace Livingston, as the Red Cliff Tribal ADRS. Seconded by Jeanne Gordon. (4 for, 2 opposed and 1 abstention). Motion carried.

Mike Gurnoe moved to hire Anastasia Walhovd, as the Summer Youth Crew Leader. Seconded by Joanne Peterson. Motion carried.

Dennis Soulier moved to hire John Grant, Brady Defoe and Jonah Johnson, as the Summer Youth Intern. Seconded by Joanne Peterson. (1 abstention Bryan Bainbridge). Motion carried.

Joanne Peterson moved to hire Shelly Gordon with Stephanie Defoe as the alternate, as the Family Resource Coordinator. Seconded by Jeanne Gordon. (1 opposed Robert Bear). Motion carried.

Dennis Soulier moved to adjourn. Seconded by Bryan Bainbridge. Motion carried.

Adjourned: 9:20 p.m.

Respectfully Submitted:



Jeannie Balber
Recording Secretary

ATTEST:



Laura J. Gordon, Secretary
Red Cliff Tribal Council